

*not used*

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EXHIBIT #\_\_\_\_\_

INTERNATIONAL MILITARY TRIBUNAL FOR THE FAR EAST  
UNITED STATES OF AMERICA et al.

-vs-

ARAKI Sadao, et al

SWORN DEPOSITION (Translation)

Deponent: KUBO, Kyuji

Having first duly sworn an oath as on attached sheet and in accordance with the procedure followed in my country I hereby depose as follows.

A F F I D A V I T

I, Kyuji Kubo, am a lawyer by profession. On a certain day of September 1937 I called on Mr. ~~Ekinori~~ Kaya, then Minister of Finance, and questioned him about the government's prohibition of importing American films into this country. To this Mr. Kaya replied to the following effect: "The importation of motion picture films was prohibited ~~for~~ mere financial reasons. Japan is hard pressed for payments abroad. There is no other reason than this. Not only, therefore, are the American films affected by this ban but also all foreign films are not allowed to be imported. To put it more exactly, it is not a prohibition of import, but the withholding of permissions for

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exchange transactions in such imports." Whereupon I asked him if he could permit import of films if American film companies should agree to furnish their films on credit extending over say three years.

To this he answered to this effect: "Of course I will. The import of foreign films is conducive to the promotion of culture and entertainment and will prove beneficial in the furtherance of friendly relations between Japan and America. I hope that a credit arrangement will be reached with the American suppliers. Will you take up this job and go over to America to obtain such an arrangement?" Encouraged with this, I crossed over to America.

On January 3, 1938 I met the representatives of the eight major film companies who had trade relations with Japan, Namely, Paramount, Metro, Universal, Warner Bros, Fox, RKO Radio, United Artists and Columbia, and told them what Finance Minister Kaya had told me, namely, that Japan had no intention of boycotting foreign films and that her action of prohibiting import of foreign films was based on nothing but financial necessity. I then stated that the Japanese government would permit importation of foreign films if the American suppliers would agree to have remittances for such imports withheld in Japan for three years, and payments made after the expiration of the three-year period, and proposed that I would take upon myself the task of going between them and the Japanese government if such conditions were acceptable to them. All the eight companies unanimously agreed to my proposition.

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I returned to Japan on February 2 the same year and conferred with the representatives of those companies in Japan, and with their approval I acted as a go-between in their negotiations with the Japanese government for the importation of American films. On August 10, 1938 I obtained a note from the Finance Ministry which was a sort of provisional permit for film importation. The conditions set forth therein meeting with approval of the American film companies, it became possible that American films could be supplied to Japan as before. Mr. Bergher, representing the American Motion Picture Association in Japan, sent me a letter expressing their appreciation of my services in the importation of American films into this country.

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On this 19th day of July, 1947

At Tokyo.

DEPONENT KUBO, Kyuji (seal)

I, TANAKA, Yasumichi hereby certify that the above statement was sworn by the Deponent, who affixed his signature and seal thereto in the presence of this witness.

On the same date  
At Tokyo

Witness: (signed) TANAKA, Yasumichi (seal)

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OATH

In accordance with my conscience I swear to tell the whole truth  
withholding nothing and adding nothing.

/s/ KUBO, Kyuji (seal)

*not used*

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極東國際軍事裁判所

亞米利加合衆國其他

對

荒木貞夫其他

宣誓供述書

供述者久保久治

自分僕我國ニ行ハルル方式ニ從ヒ先ヅ別紙ノ通り宣誓ヲ爲シタル上次ノ  
如ク供述致シマス

口 供 書

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一 私（久保久治）ハ辯護士デアリマス私ハ昭和十二年一一、九三七年一  
九月大藏大臣賀屋與宣氏ヲ訪問シ何故政府ガ米國映畫ノ輸入ヲ禁止シ  
タノカ其ノ理由ヲ尋ネタ。賀屋氏曰ク「映畫ノ輸入ヲ禁止シタノハ財  
政上ノ都合カラデ、外貨ノ支拂ニ窮シタカラデアツテ他意ハナイ、ソ  
レデアルカラ米國映畫ノミデハナク、外國映畫ハ全部輸入禁止スルコ  
トニナツタ。正確ニ云ヘバ輸入禁止デハナク、爲替ノ許可ヲ與ヘルコ  
トガ出來ナイト云フ趣旨デアル」トソコデ私ハ然ラバ米國映畫會社ガ  
三年間位ノ「クレヂツト」デ日本へ映畫ヲ輸入スルコトニ同意スルナ  
ラバ輸入ヲ許可スルカト尋ネタ、賀屋氏答ヘテ曰ク「勿論許可スル映  
畫輸入ハ娛樂ノ上カラモ文化ノ上カラモ有益デアルシ、又米國トノ親  
善關係ニモ有益デアラウ、米國ノ映畫供給者ト「クレヂツト」ノ協定  
ガ出來レバ結構ナコトデアル。君ガ米國ニ行キ其ノ街ニ當ツテ吳レナ  
イカート茲ニ於テ私ハ賀屋氏ノ勵メニヨリ誠米シタ。  
昭和十三年（一、九三八年）一月三日紐育市ニ於テ私ハ日本ニ關係ヲ

有スル八大映畫會社即チ「バラマウント」「メトロ」「ユニバーサル」  
 「ワーナー」「フォックス」「RKOラジオ」「ユナイテッド・アーテ  
 スト」「コロンビヤ」ノ各代表者ト會見シ日本ガ外國映畫ノ輸入ヲ禁  
 止シタノハ單ニ財政上ノ都合カラデ、外國映畫ヲ排斥スル意志ハ毛頭  
 ナイトノコトヲ大藏大臣賀屋氏カラ聞イタ。ソシテ賀屋氏ハ米國映畫  
 ガ日本ヘ輸入シタ映畫ノ代金ヲ三年間日本ニ於テ保留シ、三年後ニ米  
 國ヘ送金スルコトニ同意スルナラバ、輸入ヲ許可スル意願ノヨウデア  
 ル。故ニ此ノ條件ヲ容レラレルナラバ、私ハ米國映畫會社ト日本政府  
 トノ間ニ立チ斡旋ノ勞ヲ取ルデアラウト提案シタ。ソシテ八大映畫會  
 社ハ擧ツテ私ノ提案ニ賛成シタ。私ハ同年二月二日歸朝シ、米國八大  
 映畫會社ノ日本ニ於ケル代表者ト會議シタルトコ、ソノ同意ヲ得タ  
 ノデ米國映畫ノ「クレデット」ニヨル輸入ニ關シ大藏省ト映畫會社ト  
 ノ間ニ立チ米國映畫ノ輸入ニ關シ斡旋ノ勞ヲ取ツタ。ソシテ昭和十三  
 年一一、九三八年一八月十日大藏省ヨリ輸入許可見込書ヲ受ケタ。ソ  
 シテ其ノ條件ニ對シ米國映畫會社ハ同意ヲナシ、圓滿ニ米國映畫ハ再

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ビ日本ニ輸入セラル、コト、ナツタ。茲ニ於テ私ノ米國映畫輸入幹旋  
ノ勞ニ對シ日本ニ於ケル米國映畫協會代表者バーデヤア (Bergher)  
氏ハ私ニ感謝狀ヲ寄越シタ。

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昭和二十二年一九四七年七月十三日於東京

供述者久保久治

右ハ當立會人ノ面前ニテ宣誓シ且ツ署名捺印シタルコトヲ證明シマス

同日於東京

立會人田中康道

宣

誓

書

良心ニ從ヒ眞實ヲ述べ何事ヲモ狀秘セズ又何事ヲモ附加セザルコトヲ

誓フ

署名捺印

久

保

久

治